

REMARKS

Claims 1-10 are allowed. Claims 11 and 13-14 stand rejected. Reconsideration of the application in light of applicant's remarks is respectfully requested.

Claims 11 and 13-14 were rejected under 35 U.S.C. §102(b) as being anticipated by newly cited U.S. Patent No. 4,237,524 to Hundemer. The rejection is respectfully traversed. Hundemer discloses a headlight housing that is attached to a piston-cylinder mounted which itself is operatively integrated with the hydraulic system for the brake. When the brake is applied, the motorcycle pitches such that the front end tilts downward in relation to the plane of the road. Hundemer is concerned with automatically adjusting the inclination of the headlight when the brake is applied maintain a constant lighted field with respect to the plane of the road. To accomplish this, the headlight piston-cylinder assembly 3 is part of the same hydraulic system as the brake such that the headlight will automatically pivot about pivot shaft 2 when the brake is actuated. There is teaching or suggestion of the operator adjusting the field of illumination at all. In contrast, claims 11 and 13-14 recite in means-plus-function language the structure described in the specification, and equivalents thereof, in which the adjustment means is manual and not coupled to any hydraulic system of the motorcycle. In the present invention, the operator is given full manual control over the field of illumination and there is no operative dependence on any other system onboard the motorcycle. In addition, the adjustment means in the present invention comprises the structure disclosed in the application, and its equivalents, but does not include any piston-cylinder combinations. Applicant submits that the invention recited in claims 11 and 13-14 is structurally and functionally different from the headlight of Hundemer, and as such, is not anticipated nor rendered obvious. The rejection under §102(b) should be withdrawn.

Based on the foregoing, applicant submits that this application is in condition for allowance and a Notice to that effect is earnestly solicited.

Counsel for applicant thanks the Examiner for her courtesy during the telephone conference on October 26, 2006, in which the Hundemer reference was discussed. If the Examiner believes that a further conference would be of value in expediting the prosecution of this application she is invited to telephone undersigned counsel for applicant.

Respectfully submitted,

PLUMSEA LAW GROUP, LLC

/ Patricia E. Hong /

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